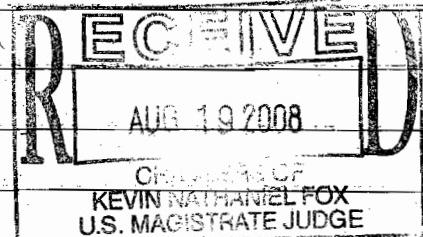


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ELECTRONICALLY FILED  
DOC #  
DATE FILED: 08/19/08

MEMO ENDORSED

AUGUST 11, 2008

By Mail



Hon. Kevin N. Fox  
United States Magistrate Judge  
Southern District of New York  
500 Pearl Street, Rm. 540  
New York, N.Y. 10007

Request for an extension,

Anderson v. Romano et al. 08-CV-0559(J.S.B.)(K.N.F.)

(Response in Opposition To Defendants Motion To Dismiss )

Dear Judge Fox,

On July 24, 2008, I received your Order To respond To defendants motion. On July 28, 2008 I made a request for law Library. On August 5, 2008, I made yet another request for Special Access Status by virtue of your Order To date I have not had a call out for law library.

In addition, I am afflicted with diffuse Severe and Progressive Spondylosis (Arthritis of the Spine). Since July 22, 2008 my condition has progressed dramatically. As a result of a back up in call outs, I have not seen my provider. I have followed the requisite procedures (Sick Call, letters etc.) and hope to secure an appointment soon.

As it now stands I can not function as

I once did or as the average person. There are days when simple acts or Task's are just not doable. For all of the above mentioned reasons I respectfully request of This Honorable Court an extension to respond to Defendants motion.

Sincerely,

→ 8/19/08. James Anderson Jr  
Application granted. 96A-7850, A3-39

On or before September 25, 2008,  
the plaintiff shall serve and file his  
response to the outstanding motion  
to dismiss. Thereafter, any reply  
shall be served and filed on  
or before October 13, 2008.

SO ORDERED:

Kevin Nathaniel Fox

Bon. Kevin Nathaniel Fox  
United States Magistrate Judge

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW YORK

X

James Anderson

AFFIRMATION OF SERVICE

-against-

08 Civ. 0559 (JSR)

Dr. Vincent Romano et al

(JSR)

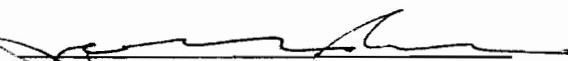
X

I, James Anderson, declare under penalty of perjury  
that I have served a copy of the attached letter / Response/Request  
for Extension.

upon Daniel A. Schulze, A.G., Dr. Vincent Romano et al

whose address is 120 Broadway 24th Floor  
New York, N.Y. 10271

DATED: August, New York  
13th, 2008

  
Signature  
Coxackie Correctional Facility  
P.O. Box 999

Address

Coxackie, N.Y. 12051  
City, State & Zip Code